

Submitted Under Third Circuit LAR 34.1(a)
May 13, 2004

Before: NYGAARD, McKEE, and CHERTOFF, Circuit Judges.

ORDER

- 1) The Federal Appellees Motion for attorney's fees is **GRANTED** in full, amounting to \$42,317.13. This Motion is granted without prejudice to Appellees returning to this Court to recover costs and fees expended in litigating this motion.
- 2) The Borough Appellees Motion for attorney fees is **GRANTED** in full, amounting to \$2,691.00. This Motion is granted without prejudice to Appellees returning to this Court to recover costs and fees expended in litigating this motion.
- 3) The above damages are to be paid by Grine's counsel, Janice Haagensen.

/s/ Richard L. Nygaard
Circuit Judge

Date: October 21, 2004